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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/691,691	10/24/2003	Takaya Matsuishi	244421US2	6629
22850	7590	12/27/2007		
OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314			EXAMINER RUTLEDGE, AMELIA L	
			ART UNIT 2176	PAPER NUMBER
			NOTIFICATION DATE 12/27/2007	DELIVERY MODE ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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Advisory Action Before the Filing of an Appeal Brief	Application No. 10/691,691	Applicant(s) MATSUISHI, TAKAYA	
	Examiner Amelia Rutledge	Art Unit 2176	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 30 November 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.
b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☒ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
(a) ☒ They raise new issues that would require further consideration and/or search (see NOTE below);
(b) ☐ They raise the issue of new matter (see NOTE below);
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)).


4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☒ For purposes of appeal, the proposed amendment(s): a) ☒ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
The status of the claim(s) is (or will be) as follows:
Claim(s) allowed: _____.
Claim(s) objected to: _____.
Claim(s) rejected: 1, 2, 6-16 and 20-26.
Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s). _____.
13. ☐ Other: _____.


WILLIAM BASHORE
PRIMARY EXAMINER

Continuation of 3. NOTE:

The proposed amendments to independent claim 1 (and independent claims 15, 16, 25, and 26) incorporate limitations from dependent claims 6 and 8. The proposed amendment at least changes the scope of independent claim 1 in regard to the remaining depending claims and would require further consideration. Further, the proposed amendment to claim 1 and the other independent claims changes the meaning of the claim language and would require further consideration.


Continuation of 11. does NOT place the application in condition for allowance because:

Applicant's arguments filed 11/30/07 have been fully considered but are not persuasive.

The combination of Moshfeghi and Cadiz does teach the limitations of the claims, in particular minimizing and maximizing a display section based on a prescribed condition, compare to claim 1. Moshfeghi teaches that display sections are emphasized according to user profile records, i.e., by creating a browser sub-window including specific controls and markup language documents (Col. 21-22, Claim 1, especially (ii)). Further it is suggested in Moshfeghi's disclosure that the display data layout could be modified to expand a particular display section or to position it above other display sections when the prescribed condition is satisfied, because Moshfeghi discloses that the display of controls and data can be resized, rearranged, temporarily hidden, overlapped, minimized, maximized, as windowing layouts well known in the art (Col. 12, l. 18-29).

While Moshfeghi does not explicitly teach resizing and modifying the arrangement of display sections when the prescribed condition is satisfied, Cadiz teaches the automatic display of customized dynamic thumbnails, called tickets, to represent particular information elements such as web pages (col. 4, l. 54-col. 5, l. 16; col. 12, l. 46-col. 13, l. 56). Cadiz teaches that the tickets may display any type of information which is accessible via the internet, and that the ticket includes instructions for how to display particular information, such as changing the color of the displayed information when the file has been modified (col. 16, l. 26-col. 17, l. 5). Cadiz further teaches that the ticket window is resizable and dynamically displays the information, and may show visible alerts and show new information in higher contrast or brightness levels (col. 18, l. 50-col. 20, l. 20; especially col. 10, l. 62-col. 20, l. 20).

Both Moshfeghi and Cadiz are analogous art, since both are directed toward the customized display of internet information. It would have been obvious to one of ordinary skill in the art at the time of the invention to apply the resizable, dynamic viewer with enhanced visual recognition for information according to prescribed conditions disclosed by Cadiz, to the browser control and authorization system disclosed by Moshfeghi, in order to further customize the display of information and provide for sharing of pre-defined communications access points and information elements between users (Cadiz, col. 4, l. 35-50)..


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